

REMARKS

Applicant requests favorable reconsideration of the subject application in view of the foregoing amendments and the following remarks.

Claims 1-3 and 13-17 are pending in the present application with Claims 1-3 being independent. Claims 1-3 have been amended and Claims 13-17 have been newly added. Claims 4-12 have been canceled without prejudice herein.

Claims 1-12 are rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent Publication No. 2005/0111015 to Tsujimoto.

In response, while not conceding the propriety of the rejection, independent Claims 1-3 have been amended. Applicants submit that as amended, these claims are allowable for the following reasons.

Independent Claim 1 relates to a digital camera which can directly communicate with a printer comprising a user interface.

Claim 1 has been amended to recite that the camera comprises a receiving unit that receives capability information of the printer from the printer, a determination unit that determines, according to the received capability information, whether the printer has a function of automatically detecting a paper size, and a user interface that notifies a user that the printer has the function if the determination unit determines that the printer has the function.

In contrast, the patent to Tsujimoto is not understood to disclose or suggest a determination unit that determines, according to the received capability information, whether the printer has a function of automatically detecting a paper size, or a user interface that notifies a user that the printer has the function if the determination unit determines that the printer has the function, as recited in amended Claim 1. Rather, this patent is understood to disclose a digital

camera which communicates with a printer having a media sensor. But, this patent is understood to assume that the printer communicable with the digital camera must have the media sensor, and therefore, the digital camera of Tsujimoto is not understood to determine whether the printer has a media sensor.

For this reason, amended Claim 1 is not understood to be anticipated by the Tsujimoto patent. Therefore, Applicants respectfully request that the rejection of amended Claim 1 over this patent be withdrawn. And since independent Claims 2 and 3 have been amended in a similar manner, it is submitted that these claims are allowable for similar reasons.

The dependent claims are allowable for the reasons given for the independent claims and because they recite features that are patentable in their own right. Individual consideration of the dependent claims is respectfully solicited.

In view of the above amendment and remarks, the application is now in allowable form. Therefore, early passage to issue of the present application is earnestly solicited.

If there is any reason precluding the allowance of the present application, the Examiner is kindly requested to contact Applicant's undersigned attorney.

Any fee required in connection with this paper should be charged to Deposit Account No. 06-1205. Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should be directed to our address given below.

Respectfully submitted,

/Gary M. Jacobs/

Gary M. Jacobs
Attorney for Applicants
Registration No. 28,861

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3800
Facsimile: (212) 218-2200
GMJ/llp

FCBS_WS 1590392v1